



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/801,925	03/15/2004	Gary M. Gunderson	044182 308762

Pillsbury Winthrop LLP  
 Intellectual Property Group  
 Suite 200  
 11682 El Camino Real  
 San Diego, CA 92130-2092

CONFIRMATION NO. 2327

## FORMALITIES LETTER



\*OC000000012847572\*

Date Mailed: 06/02/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/30/2004 HLE333 00000109 502212 10801925

01 FC:2001 385.00 DA  
 02 FC:2051 65.00 DA

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 3.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read 'M. Marshall', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



## Certificate of Mailing

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 27, 2004.

By: \_\_\_\_\_

Kim A. Cabello

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## FILING COMPLETION UNDER RULE 53(f)

( NOT PCT Applications)

For Design, Provisional, or Utility Applications

PATENT  
APPLICATION**COMPLETION Under**  
Rule 53(f)In re PATENT APPLICATION of

Inventor(s): Gary M. Gunderson

Attn: Application Division

Appln. No.:

10

801,925

Atty.Dkt.

044182

308762

Series Code

Serial No.

C-M

Client Ref

Filed: March 15, 2004

Title: SYSTEM AND METHOD OF PLANAR POSITIONING

Mail Stop Missing Parts  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Date: July 27, 2004

Sir:

The following **completes the filing** under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts** ☒ copy attached ☐ not yet received
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

- 2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.
- 2B. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.
3. ☐ Specification originally filed in non-English language; hence verified translation attached of:
- a. ☐ Abstract
- b. #  pages of Specification(only spec. & claims)
- c. ☐ Drawing(s) \_\_\_\_\_  
No of Sheets
- ☐ Fig(s). \_\_\_\_\_
4. ☒ Letter filing formal drawing attached.
5. ☒ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/454,559	March 14, 2003	(2)	
(3)		(4)	

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in \_\_\_\_\_

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	

9. \_\_\_\_\_ (No.) Certified copy (copies): ☐ attached; ☐ previously filed (date) \_\_\_\_\_  
in U.S. Application No. \_\_\_\_\_ / \_\_\_\_\_ filed on \_\_\_\_\_

10. Small Entity Status ☒ is Not claimed ☒ is claimed (file PAT-256 if this is the first claim of Small Entity Status)

11. ☒ Return Postcard  
Attached:

12. ☐ Please see the attached Preliminary Amendment which reduces the number of claims for purposes of reducing the initial filing fee.

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY  
CHANGED BY PRELIMINARY AMENDMENT PER ITEM 12 ABOVE**

				Large/Small Entity		Fee Code
13. Basic Filing Fee . . . . . Design Application				\$340/\$170		1002/2002
Not Design Application				\$770/\$385	+385	1001/2001
14. Total Effective Claims	17	minus 20 =	0	x \$18/\$9	+0	1202/2202
15. Independent Claims	2	minus 3 =	0	x \$86/\$43	+0	1201/2201
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a <u>reissue</u> application)				\$290/\$145	+0	1203/2203
17. Surcharge for filing Declaration/filing fee late				\$130/\$65	+65	1051/2051
18. <b>FILING FEE =</b>				<b>\$450</b>		
19. <b>Original due date:</b> August 2, 2004						
20. <b>Petition is hereby made</b> to extend the <u>original</u> due date to cover the date this response is filed for which the requisite fee is attached				(1 mo) \$110/\$55 =	+0	1251/2251
				(2mos) \$420/\$210 =		1252/2252
				(3mos) \$950/\$475 =		1253/2253
				(4mos) \$1,480/\$740 =		1254/2254
				(5mos) \$2,010/\$1,005 =		1255/2255
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee . . . . .				\$130	+0	1053
22. If "assignment" box 5 is X'd, add recording fee. . . . .				\$40	+40	8021
23. Petition Fee for				\$130	+0	1808
24. <b>TOTAL FEE =</b>					<b>\$490</b>	

**PLEASE CHARGE  
OUR DEP. ACCT.**

**Our Deposit Account No. 50-2212**

Our Order No. 044182

C#

308762

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP  
Intellectual Property Group**

11682 El Camino Real  
Suite 200  
San Diego, CA 92130-2092  
Tel: (619) 234-5000  
Atty/Sec: VJC/kac

**By Atty:** Victor J. Castellucci

**Reg. No.** 43,535

**Sig:**



**Fax:** (858) 509-4010

**Tel:** (858) 509-4007

**NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments**



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION of

Inventor(s): Gary M. Gunderson

Appln. No.: 10

801,925

Series Code ↑

Serial No. ↑

Filed: March 15, 2004

Group Art Unit/TC: Unknown

Examiner: Unknown

Atty. Dkt. P

044182

308762

M#

Client Ref

Certificate of Mailing

Title: SYSTEM AND METHOD OF PLANAR PROCESSING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: July 27, 2004

By: Kim A. Cabello

Kim A. Cabello

July 27, 2004

FILING OF FORMAL DRAWING(S)

Hon. Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

1. Please accept the herewith 4 sheet(s)2. of formal drawing(s) on ☒ A4 ☐ 11" size paper3. of Figure(s) 1 - 44. of which Figure(s)     is/are **black and white photographic drawings** (**DO NOT** use this form for photographic drawings in **color** (see PAT-280).5. ☒ which is/are in lieu of the informal drawing(s) filed earlier.

6. ☒ which include the corrections required/approved by the Draftsperson/Examiner in the  
☒ Notice to File Missing Parts of or ☐ Notice of Allowability (PTO-37) dated      
Nonprovisional Application dated June 2, 2004

**NOTE**

- A. PTO waived requirement for 3 sets of B/W photos June 9, 1998, 1211 OG 34;  
B. PTO waived requirement for petition and petition fee for B/W photos August 4, 1998, 1213 OG 108.  
C. Petition and fee are still required for photographs which are in color. See Rule 84(a)(2).

A,B,C were confirmed in 9/8/00 Rule 84 changes**EXTENSIONS NOT AVAILABLE Re NOTICES OF ALLOWABILITY ISSUED ON/AFTER 11/7/00**

		Large/Small Entity	Fee Code
7. Original due date: August 2, 2004		<input type="checkbox"/> NONE	
8. Petition is hereby made to extend the original due date to cover		(1 mo) \$110/\$55 =	115/215
The date this response is filed for which the requisite fee is charged		(2 mos) \$410/\$205 =	116/216
		(3 mos) \$930/\$465 =	117/217
9. TOTAL FEE		\$0	
(Our Deposit Account No. 50-2212)		PLEASE CHARGE OUR DEP. ACCT.	
(Our Order No. 044182 308762)			

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

**Pillsbury Winthrop LLP  
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Fax: (858) 509-4010

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**NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments**